

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO IMPLEMENT A SETTLEMENT WITH DON TICHENOR IN THE AMOUNT OF \$85,000.00.

WHEREAS, in 2016, Don Tichenor filed a civil action against the City of Hollywood seeking damages allegedly arising out of an accident that occurred on or about September 5, 2015; and

WHEREAS, in his civil action, Don Tichenor alleges that he slipped and fell as a result of the City's failure to maintain a boat ramp located at Holland Park, 801 Johnson Street, Hollywood, Florida 33020; and

WHEREAS, Don Tichenor's claim is for personal injuries; and

WHEREAS, the City Attorney and the Plaintiff's attorney have negotiated a settlement in the amount of \$85,000.00; and

WHEREAS, if this settlement is approved by the City Commission, the monies will be paid from the City's self-insurance fund; and

WHEREAS, the City does not in any manner admit liability for the incident of September 5, 2015, but understands that settlement of all claims as set forth herein is a business decision that is in the City's best interest; and

WHEREAS, the City Attorney recommends that the City Commission approve the negotiated settlement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing 'WHEREAS' clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That the above-described settlement is approved, payable from the City's self-insurance fund.

Section 3: That the appropriate City officials are authorized to take all necessary steps to implement the settlement.

RESOLUTION APPROVING SETTLEMENT WITH DON TICHENOR

Section 4: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2018.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the City of Hollywood, Florida only:

DOUGLAS R. GONZALES, CITY ATTORNEY